

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of Texas

Orlando Ruiz et al

Plaintiff(s))
v.)

Rockhard Co, LLC et al) Civil Action 1:25-cv-427
Defendant(s))

)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

Defendant Rockhard Co, LLC C/O its agent for service of process:
Carlos R. Roman,
303 Creekside Cove, Cedar Park, Texas 78613

A lawsuit has been filed against you.

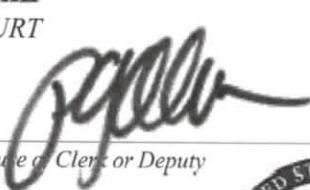
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Douglas B. Welmaker
Welmaker Law PLLC
409 N. Fredonia, Suite 118
Longview, Texas 75601

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Philip J. Devlin
CLERK OF COURT

**RETURN
ATTACHED**

Date: 04/14/2025Signature of Clerk or Deputy 

Came to hand on 04-16-2025 @ 9:01 A.M.

DRLS
516 West Annie St.
Austin, Texas 78704
5599



UNITED STATES DISTRICT COURT
for the Western District of Texas

Orlando Ruiz, et al, Plaintiffs § Civil Action No. 1:25-cv-427
vs. §
Rockhard Co, LLC, et al, Defendants § PROOF OF SERVICE AFFIDAVIT

Before me, the undersigned authority, personally appeared Tod E. Pendergrass, to me well known, after being duly sworn, did depose and say:

"My name is Tod E. Pendergrass. I am over eighteen (18) years of age and not a party to or interested in the outcome of this case. My address is 516 West Annie, Austin, Texas 78704, United States of America. Pursuant to Texas Government Code Section 156.001.(2), I am certified as a process server by the Judicial Branch Certification Commission under Order of the Texas Supreme Court to serve process; certification no. PSC1660, exp. 11/30/2025.

Came to hand on April 16, 2025, at 9:01 a.m. Summons in a Civil Action with Plaintiff's Original Collective and Class Action Complaint, Notice of Consent, and Exhibit B – Notice of Consent for service on Defendant Rockhard Co, LLC.

Executed on April 18, 2025, at 1:26 p.m., by delivering to Defendant's registered agent, Carlos R. Roman via U.S.P.S. certified mail, return receipt requested, at 303 Creekside Cove, Cedar Park, Texas 78613. (U.S.P.S. return receipt attached.)

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service and Statement of Service Fees is true and correct."

Printed Name: Tod E. Pendergrass

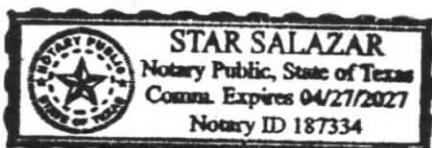
Service Fee \$ 97.00

Re: Welmaker/5599

Signature of non-party adult
DRLS, 516 W. Annie Street
Austin, Texas 78704

STATE OF TEXAS

Before me, a notary public, on this day personally appeared the above-named person, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements/facts therein contained are within his/her personal knowledge to be true and correct. Given under my hand and seal of office on April 24, 2025.



Stan Salazar
NOTARY PUBLIC in and for the State of TEXAS
[Form pursuant to FRCP 4(l)(1)]

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 		<p><i>Sign →</i></p> <p>A. Signature <i>carlos</i> <input type="checkbox"/> Agent X <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Carlos Roman</i> C. Date of Delivery <i>4/18/25</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>1. Article Addressed to:</p> <p>Rockhard Co, LLC c/o Its Agent, Carlos R. Roman 303 Creekside Cove Cedar Park, Texas 78613</p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Adult Signature <input checked="" type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p> <p><input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery</p>	
<p>9590 9402 8850 4005 9625 24</p> <p>9589 0710 5270 0393 4383 19</p>		<p>PS Form 3811, July 2020 PSN 7530-02-000-9053 <i>5599-Wel</i> Domestic Return Receipt</p>	